

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
GREAT FALLS DIVISION**

NEW YORK MARINE AND
GENERAL INSURANCE
COMPANY,

Plaintiff,

vs.

JUNKERMIER, CLARK,
CAMPANELLA, STEVENS, P.C.,
DRAGGIN' Y CATTLE COMPANY,
INC., and ROGER and CARRIE
PETERS, individuals,

Defendants.

DRAGGIN' Y CATTLE COMPANY,
INC., and ROGER and CARRIE
PETERS,

Counter-Plaintiffs,

vs.

NEW YORK MARINE AND
GENERAL INSURANCE
COMPANY,

Counter-Defendant.

CV-14-83-GF-BMM

ORDER

The Court conducted a hearing on all pending motions on September 30, 2015.

For the reasons stated in open court,

IT IS HEREBY ORDERED:

1. Defendants' Motion to Dismiss for Lack of Subject Matter Jurisdiction (Doc. 43-1) is DENIED.
2. Defendants' Motion to Dismiss for Failure to State a Claim (Doc. 43-2) is DENIED.
3. Defendants' Motion for Protective Order Staying Discovery (Doc. 46) is DENIED as moot.
4. Defendants' Motion for Partial Summary Judgment for Declaratory Relief (Doc. 49-1) is DENIED.
5. Defendants' Motion to Certify Question of Law (Doc. 49-2) is DENIED.

DATED this 1st day of October, 2015.



Brian Morris
United States District Court Judge